

1 **IN THE UNITED STATES DISTRICT COURT**2 **NORTHERN DISTRICT OF NEW YORK**3
4 **W.L. GORE & ASSOCIATES, INC., a**
5 **Delaware corporation,**6 **Plaintiff,**7 **v.**8 **SUSAN LINERODE,**9 **Defendant.**Case No. **5:07 cv1106****FINAL JUDGMENT AND
PERMANENT INJUNCTION**

10 Upon stipulation of Plaintiff W.L. Gore & Associates, Inc. ("Gore") and
11 Defendant Susan Linerode ("Linerode") and good cause appearing, IT IS HEREBY
12 ORDERED, ADJUDGED, AND DECREED that Linerode and her officers, agents,
13 servants, employees, and attorneys, and those persons in active concert or
14 participation with her who receive actual notice of this Order by personal service or
15 otherwise, are enjoined and restrained from:

16 (a) Until September 26, 2008, having any business dealings or contact with,
17 and, directly or indirectly (including, but not limited to, dealing or communicating
18 through, or providing information to, others), soliciting business from, accepting work
19 from, providing quotes to, entering into agreements with, or providing medical
20 products or services to the following customers (by whatever name they do business):
21 Albany Medical Center, Albany, NY; St. Peter's Hospital, Albany, NY; Devon Bock,
22 MD, VS; Benjamin Chang, MD, VS; Ralph (Clem) Darling, MD, VS; Bryan Kramer,
23 MD, VS; Paul Kreienberg, MD, VS; Manish Mehta, MD, VS; Kathleen Ozsvath, MD,
24 VS; Philip Paty, MD, VS; Sean Roddy, MD, VS; Dhiraj Shah, MD, VS; Paul
25 Skudder, MD, VS; Yaron Sternbach, MD, VS; John Taggart, MD, VS; Park Ridge
26 Hospital (Unity Health System), Rochester, NY; Rochester Gen'l Hospital, Rochester,

1 NY; Univ of Rochester Hospital (Strong Memorial), Rochester, NY; Malur R. Balaji,
2 MD, VS; Robert Cohen, MD, VS; Ronen H. Jhirad, MD, VS; Audwin J. Pangilinan,
3 MD, VS; Thomas E. Penn, MD, VS; Toufic A. Rizk, MD, VS; Jerry J. Svoboda, MD,
4 VS; Mark G. Davies, MD, VS; Joseph P. Hart, MD, VS; Karl A. Illig, MD, VS;
5 Jeffrey M. Rhodes, MD, VS; Michael Singh, MD, VS; Kevin Geary, MD, VS;
6 Thomas E. Penn, MD, VS; Patrick N. Riggs, MD, VS (the "Customers"). If Linerode
7 is contacted by any Customer prior to September 26, 2008, Linerode shall not refer
8 the Customer to others, but only to Gore, and she shall inform the Customer that she
9 is prohibited from having any contact or other dealings with the Customer. Linerode
10 may solicit and have business dealings with any customers other than the Customers;
11 and

12 (b) Disclosing, misappropriating, or using in any manner any of Gore's
13 confidential information or trade secrets; and

14 (c) Disparaging or besmirching the reputation or character of Gore or any
15 of its employees, products, or services; and

16 (d) Until September 26, 2008, soliciting, diverting, or hiring, or attempting
17 to solicit, divert, or hire away, any person employed by Gore, and encouraging or
18 inducing anyone to leave Gore's employ.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Order
20 adjudicates all of the claims, rights, and liabilities of the parties in this action
21 regarding all the claims in Gore's Complaint and terminates this action, with each
22 party to bear her or its own costs and attorneys' fees. The Court retains continuing
23 jurisdiction of this case to enforce the terms of this Order. All case deadlines and

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1 hearings currently set are hereby vacated as moot.

2 SO ORDERED this 7th day of November, 2007.

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4
5 By: [Signature]
6 *Senior* U.S. District Court Judge

7 Entry of this Order is consented to:

8 [Signature]

9 Abraham Y. Skoff, Esq.
10 MOSES & SINGER, LLP
11 The Chrysler Building
12 405 Lexington Avenue
13 New York, New York 10174-1299
14 Attorneys for Plaintiff

15 [Signature]

16 Stefan D. Berg, Esq.
17 Berg Law Office
18 309 Arnold Avenue
19 Syracuse, New York 13210
20 Attorneys for Defendant

21 [Signature]

22 Susan Linerode
23 Defendant
24
25
26

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2 **NORTHERN DISTRICT OF NEW YORK**

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5 Delaware corporation,

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23 jurisdiction of this case to enforce the terms of this Order. All case deadlines and

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1 hearings currently set are hereby vacated as moot. *and the Clerk shall close this case*
2 SO ORDERED this 7th day of November, 2007.
3
4

5 By: *[Signature]*
Senior U.S. District Court Judge

6 Entry of this Order is consented to:

7 *[Signature]*
8
9 Abraham Y. Skoff, Esq.
10 MOSES & SINGER, LLP
11 The Chrysler Building
12 405 Lexington Avenue
13 New York, New York 10174-1299
14 Attorneys for Plaintiff

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16 Stefan D. Berg, Esq.
17 Berg Law Office
18 309 Arnold Avenue
19 Syracuse, New York 13210
20 Attorneys for Defendant

21 *[Signature]*
22 Susan Linerode
23 Defendant
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